

Richard C. Whitlock, OSB 773884  
Eric B. Mitton, OSB 065925  
Of Attorneys for Defendant City of Medford  
Medford City Attorney's Office  
411 W. 8<sup>th</sup> Street, Room 260  
Medford, OR 97501  
(541) 774-2020  
[richard.whitlock@cityofmedford.org](mailto:richard.whitlock@cityofmedford.org)  
[eric.mitton@cityofmedford.org](mailto:eric.mitton@cityofmedford.org)

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
MEDFORD DIVISION

ANDRE BILODEAU, ROBERT BESSY,	)	
AMBER MCNAB, AND GREG	)	Case No. 21-CV-00766
KILLINGSWORTH, individuals, on	)	
behalf of themselves and all others	)	WAIVER OF SERVICE
similarly situated; and DOES 1 through	)	OF SUMMONS
100,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	
	)	
CITY OF MEDFORD, MEDFORD, an	)	
incorporated Oregon city,	)	
	)	
Defendant.	)	
	)	

To: Justin N. Rosas and Justina E. Lara, attorneys for Plaintiffs.

We are aware of Rule 4(d)'s direction to Defendants to avoid unnecessary service costs, and we have waived procedures associated with waiver of service (including providing us copies of the waiver form and a prepaid envelope). The entity this office represents agrees to save the

expense of serving a summons and complaint in this case on behalf of Defendant City of Medford.

We understand that the entity we represent will keep all defenses or objections to the lawsuit, the Court's jurisdiction, and the venue of the action, but Defendant waives any objection to the absence of a summons or of service.

We also understand that the entity we represent must file and serve an answer or a motion under Rule 12 within 60 days from May 19, 2021, the date when the parties agreed to waive service. If we fail to do so, a default judgment will be entered against the entity we represent.

DATED this 20<sup>th</sup> day of May, 2021.

/s/ Eric B. Mitton  
Richard C. Whitlock, OSB No. 773884  
Eric B. Mitton, OSB No. 065925  
Of Attorneys for Defendant City of Medford  
Medford City Attorney's Office  
411 W. 8<sup>th</sup> Street, Room 260  
Medford, OR 97501